

Council Meeting  
April 17, 2007 5:05 pm

The meeting was called to order by President Spaetti, all councilmen and Attorney Wetherill were present.  
BFI, Inc.

Spaetti explained that BFI, Inc canceled and will be at the next meeting.

Moment of Silence

Spaetti requested a moment of silence in honor of Commissioner Chris Leiberling and Kermit Lindsey, Sr.

Minutes

Kroeger requested two corrections in the minutes of March 20, 2007. Winsett made a motion to approve. Ebert seconded. All in favor.

Lincoln Heritage Public Library

Librarian Karen Moran, Treasurer Ken Schaaf, Board Member Sara Arnold, and Board President Kenneth Sands representing the Lincoln Heritage Public Library presented the plan for capital projects. Spaetti asked when

the board will know if the grant is approved for the building of the Chrisney Library. Lisa Gehlhausen of Indiana Region 15 said May 11, 2007. Spaetti asked when construction would begin if approved. Arnold stated it would begin immediately. Kroeger asked where the library will be located. Arnold stated it will be east of the school. Ebert asked if an appointment to the board needed to be made. Arnold stated the request will be sent to the Auditor. Ebert made a motion to approve the Capital Projects Fund and sign Resolution 2007-07. Kress seconded. All in favor.

#### Additional Appropriations

CEDIT Fund – County Engineer Holstein presented the CEDIT Plan to the councilmen. She stated the request is changed from \$2,240,650. to \$1,240,650., leaving off the \$1 million for the Base Road Project. Spaetti asked if there will be enough money to repair roads this year. Holstein stated yes for CEDIT roads, but the problem is with district roads. Kroger made a motion to approve. Winsett seconded. All in favor.

Riverboat – Commissioner Attorney Lueken asked the council to appropriate \$18,000 for legal services on the 231 Plaza law suit. He is expecting more costs down the road due to appeals. Brian Wickens, President of “ROCK” in Louisville, Kentucky, addressed the council and thanked them for their resolve in the fight. He also stated his organization supported the request for funds. Council Attorney Wetherill stated the defendants filed their motion to appeal, which was expected. He further stated that it is a frustrating process because the county is not dealing with law abiding citizens. Ebert stated that since it was discovered that underage children were allowed in the business, he felt that is what will get the business in trouble. Kroeger stated the council has supported the litigation from the beginning, and in the past has only appropriated enough money each time to cover the bills currently due. Lueken stated it is up to the council, but by doing so the commissioners will be requesting an additional each time. Kroeger stated that it is important to request the additional each time because then the council, the commissioners, the news media and the public are kept abreast of charges as they come in, and it keeps it in the lime light. Winsett stated the council is in this for the long haul. Gogel stated this is the pattern the council has followed all along. Ebert made a motion to approve an additional of \$9,000. Kress seconded. All in favor.

County General – Inmate Education Program – Richard Hedrick thanked the council for the past support they have given the education programs in the jail. Hedrick explained that Marva Stateler is the Substance Abuse Counselor, a Life Skills Counselor, and helps with the GED program as a monitor and tutor. The school corporation has funds that will pay for Stateler’s salary through May. After May the school will only be able to fund the teachers. Hedrick asked the council for temporary help to pay Stateler’s salary until the County Corrections Board can get established and is eligible for grants. Hedrick explained that Stateler is what makes the program at the Spencer County Jail unique with the Substance Abuse and Life Skills Counseling. Hedrick suggested two different scenarios of funding; one for 20 hours a week for 52 weeks at \$8.00 per hour for a total of \$8,957.00 (including FICA) or for 20 hours a week for 31 weeks at \$8.00 per hour for a total of \$5,339.44 (including FICA). Spaetti asked Sheriff Lindsey about the program. Lindsey said he sees this as an investment. The state is attracted to this type of program and they are rare in the state, and when the state sends a prisoner here, the county is paid \$35 per day. Kroeger stated he thinks this program is great but it is questionable as to who should pay for it. If the DOC wants their prisoners to get their GED they should not rely on the local community to assume the responsibility. Kroeger stated he felt the council should pay as little as necessary right now and see if funding can be obtained. If other funding is not found then it can be reconsidered. Ebert stated the state should match the funding of these programs. Lindsey stated that is why the County Corrections Board is needed, so the county can get available funding from the state. Bunner asked how long Stateler will like her job at \$8.00 per hour. Gogel suggested the \$8.00 per hour be moved to \$8.50 like the other part-time county employees. Winsett commended the program for creating hope. Gogel stated it is much easier to defeat a vice from the demand side than from the supply side. Kroeger stated the amount needed for the 6 month scenario at \$8.50 per hour would be approximately \$5,700. Shelton stated that the school asked if Stateler could be paid through the county payroll. Shelton suggested that since she is not actually an employee, the county could pay her as an independent contractor, being paid once a month. Kroeger stated he did not think it should be a problem to add her to the payroll. Bunner made a motion to appropriate \$6,000 to pay for the salary through December at \$8.50 per hour and a maximum of 20 hours per week. Kroeger seconded. All in favor.

County Corrections – ThinkMap Licenses – Lindsey stated that the sheriff's department obtained several laptops from a grant and purchased three more and need to pay for the ThinkMap License and installation for each. The cost is \$2,284. Winsett asked how these are used by the officers. Lindsey stated it lets officers know exactly where an address is located. It enables them to see the whole area and how to deal with an emergency situation. Kroeger made a motion to appropriate \$2,284. Ebert seconded. All in favor.

Pre-trial Diversion – Dartt stated that the transcription and deposition accounts are running low and with the trials and cases that are being worked on more will be needed. Dartt asked for an appropriation of \$4,000. Shelton stated only \$1,440 was advertised because the office mistakenly looked at the amount of the currently due bills, not the additional amount requested. Dartt stated he will have to come back again for more. Ebert made a motion to appropriate \$1,440. Kress seconded. All in favor.

#### Lincoln Amphitheater Funding

Kroeger explained that there is current legislature, HB 1244, to re-fund the Lincoln Amphitheater and the state bicentennial commission. Attorney Jeff Lindsey presented the council with a resolution to sign showing support for the funding. Letters to Governor Daniels and State Senator Young showing support for the funding were also presented for the council to sign. Kroeger made a motion to approve the resolution. Ebert seconded. All in favor. The letters were also signed.

#### Indiana 15

Annual Report - Lisa Gehlhausen, Director of Technical Services of Indiana 15, presented the council with a summary of what Indiana 15 is doing for Spencer County. She stated that Spencer County pays Indiana 15 \$9,175.95 annually. In 2006 Indiana 15 brought back to Spencer County in State and Federal Funds \$2,582,348.

Projection For 2007:

- The Chrisney Park plan was approved for \$20,000
- The Gentryville old school planning grant is in progress right now, to tear the school down and rebuild a fire station or community center
- The Santa Claus Museum just turned an Alliance with Indiana grant
- The Chrisney Library grant has been turned in and on May 11 Indiana 15 will find out if the \$500,000 was approved
- An EDA Planning grant will be divided by 6 among the counties in the region
- A Rural Transportation grant
- The Huffman Mill Covered Bridge grant for \$192,000 is still pending that would be divided between Perry and Spencer Counties

Gehlhausen stated it has been a very good return on the county's investment.

Working on for 2008:

- Project to bring water to Dale from Santa Claus for \$500,000
- Grandview Water improvements
- Shelter at the Lake Rudolph Campground
- Spencer County Public Safety Building

Ebert stated that the people involved with Indiana 15 really work hard. It is definitely worth the investment and he appreciates all of their work. Gogel stated that in 2006 the county spent \$0.30 per capita and received \$125. per capita.

Gehlhausen stated that because Indiana 15 has received an excellent peer review they were given the opportunity to apply for their US Department of Commerce grant for a three year period instead of annually. To receive this grant the council would need to make a three year commitment to make the same \$9,175.95 payment to Indiana 15 for the next three years. Gehlhausen stated she would still come before the council annually to report progress. Ebert made a motion to make a three year commitment to pay Indiana 15 \$9,175.95 per year. Kress seconded. All in favor.

Priorities List – Gehlhausen asked the council to take time to make a list of what their priorities are for the coming years for Spencer County. Winsett asked if there are any grants available for drainage. Gehlhausen stated she is meeting with the drainage board on May 7<sup>th</sup>. The same fund with the Department of Homeland Security that

the county applied for a grant for the Public Safety Building, can also be used if the drainage problems can be tied to flooding. But the county has to wait until the decision is made about the Public Safety Building. Also, if the drainage problem affects a low to moderate income area of the county, other grants can be used.

#### LTRSD

Spaetti stated that Rick Garrett sent him the bill for the Indiana State Board of Account audit for \$3,249. Kroeger stated that the state auditor told him that the district would have to pay for this audit anyway later on, and it is charged by the period of time that was audited. Kroeger further stated that if some of this is attributed to the council asking for the audit then to that extent the council should pay, but if it is an audit that is required and would have been done anyway then the council should not take responsibility for it. Gogel stated the council actually saved them money because they are paying for it at today's rates, two years down the road the rate will be higher. Winsett felt this was a slap in the face. Shelton pointed out that this was sent from one person; it was not a request from the LTRSD Board.

#### Cash Flow & COIT Statements

Spaetti asked that each member receive a cash flow statement for the county. Kroeger also requested that each member receive a COIT statement each month.

#### Tax Rate Form

Auditor Shelton presented the county tax rates for the council to approve and sign. A correction was made. The COIT tax rate will continue to be .003 and the CEDIT rate will continue to be .005. Bunner made a motion to approve. Kress seconded. All in favor.

#### Resolution of Appreciation

Attorney Wetherill read a Resolution of Appreciation and Respect for Spencer County Commissioner Chris Leiberling.

WHEREAS, the Spencer County Council wishes to express their sympathy upon the recent passing of Chris Leiberling.

WHEREAS, Chris Leiberling served as Spencer County Commissioner for 14 years, during which time he faithfully attended and truly contributed to the meetings and deliberations of the Spencer County Board of Commissioners; and

WHEREAS, Chris Leiberling always exhibited his sincere conviction that as a member of the Spencer County Board of Commissioners, his goal has been to remain a reasonable and conscientious voice for those he served and the county as a whole; and

WHEREAS, the Spencer County Council wishes to express their sincere appreciation of Chris Leiberling's years of dedicated service to the citizens of Spencer County, Indiana and for his many contributions to good government.

NOW THEREFORE, BE IT RESOLVED BY THE SPENCER COUNTY COUNCIL that the Spencer County Council expresses its respect and appreciation to Chris Leiberling for his fourteen years of dedicated service to Spencer County, and further expresses its gratitude for his relentless faithful service to the citizens of Spencer County.

BE IT FURTHER RESOLVED that a copy of this Resolution be included in the minutes and reflected in the records of the Spencer County Council.

Adopted this the 17<sup>th</sup> day of April, 2007.

William Spaetti, President

Dave Kress

Jack N. Kroeger

James L. Ebert

Steve Winsett

David J. Gogel

Blake Bunner

Attest: Cindy Shelton

Winsett made a motion to make the motion as read. Ebert seconded. All in favor.

#### Appreciation

Spaetti expressed his appreciation to Councilman Gogel for his years of service if he is appointed to the Spencer County Board of Commissioners.

Ebert made a motion to adjourn. Gogel seconded. All in favor. The meeting was adjourned at 6:53 pm.

County Council,

_____	_____
President	
_____	_____
_____	_____
Attest:	
_____	_____
Cindy Shelton, Auditor	

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